

Before the
Federal Communications Commission
Washington, D.C. 20554

RECEIVED

JUN 15 1998

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of) MM Docket No. 98-58
) RM-9252
Amendment of Section 73.202(b))
(Table of Allotments))
FM Broadcast Stations,)
(**Brewster, Massachusetts**))

TO: Chief, Mass Media Bureau
Policy and Rules Division
Allocations Branch

**Counterproposal And Comments
of Brewster Broadcasting Company
on Notice of Proposed Rule Making**

Brewster Broadcasting Company ("BBC") by and through its counsel, and pursuant to §§1.415 and 1.420 of the Commission's Rules hereby submits its Counterproposal and Comments on the *Notice of Proposed Rulemaking* ("NPRM"), DA 98-775, released April 24, 1998, in the above-captioned proceeding. The *NPRM* proposed the allotment of new FM Channel 232A to **Brewster, Massachusetts**.¹ In support thereof, the following is shown.

COUNTERPROPOSAL

1. To the extent that the proposal to allot Channel 232A to the incorporated town of Brewster varies from BBC's original proposal, BBC requests the Commission to treat these Comments as a timely-filed Counterproposal to the *NPRM*. The reference coordinates are the same as the original proposal. However, because the original proposal

¹ Comments are due by June 15, 1998, thus these Comments are timely filed.

O + Y

identified the census designated place of Brewster, Massachusetts, as the community of license, and this proposal identifies the incorporated town of Brewster, Massachusetts, as the proposed community of license, BBC is unsure as to whether these Comments would constitute a counterproposal to the *NPRM*. It is for this reason that BBC is requesting that to the extent necessary, the Commission treat this pleading as a counterproposal.

Expression of Interest

2. As an initial matter, BBC hereby expresses its continuing interest in the allotment of Channel 232A to Brewster. Specifically, if the Commission allots Channel 232A to Brewster, BBC will during the applicable window period apply for a construction permit to operate a radio station on the channel, and if granted a construction permit, BBC will build the station promptly. If there are mutually-exclusive applications filed during the window period, BBC will bid in the auction that will be held to award the construction permit to the tentative grantee of the construction permit.

Comments Concerning the Community of Brewster

3. In *NPRM* ¶2, the Commission requested BBC “to present the Commission with specific information to demonstrate that the Community of Brewster has the social, economic, and governmental indicia to qualify as a ‘community’ for allotment purposes.” The principals of BBC have visited Brewster and, based on interviews with local residents, satisfied themselves that the community to which the allotment should be made is the incorporated Town of Brewster. Although there is a Census Designated Place within Brewster with a 1990 population of 1,818, the local residents state that they consider the incorporated town to be the community in which they live and to which their

political, social and commercial organizations have a nexus. Brewster, was incorporated in 1803. According to the estimated 1997 census, Brewster has a population of 8,460. It is governed by a board of selectmen. The source of the information reported herein is the Massachusetts Department of Housing and Community Development Worldwide Web page. Brewster has two nationally-acclaimed 18-hole golf courses among other recreation sites, over 15 bed and breakfast inns and over 30 art galleries, craft shops and antique shops. Brewster is the site of its own elementary school. There is a library operated by the Brewster Ladies' Library Association. Brewster is the site of the Cape Cod Museum of Natural History and the New England Fire and History Museum. Brewster has a recreation commission. Brewster is the site of Brewster Manor Nursing and Retirement Home. Brewster has no radio or television stations licensed to it. The public interest would be served by a grant of this proposal, for it would bring a first local service to Brewster. Brewster is not in an urbanized area.

4. Attached hereto as Exhibit 2 is a publication issued by the Brewster Chamber of Commerce. This Exhibit reflects that Brewster was settled in 1656 and incorporated in 1803. Brewster is an "artists' colony" and as such has both museums and galleries devoted to their works. Brewster was the home of many of the sea captains who commanded the great clipper ships such as the "Flying Cloud." Some of their homes are preserved today. Brewster has its own baseball team - the Brewster Whitecaps. Churches such as the Brewster Baptist Church and First Parish Brewster, Unitarian identify Brewster in their names. Many businesses also identify with Brewster such as

the Brewster Coffee Shop, Brewster Inn & Chowder House, Brewster Farmhouse Inn, Brewster Pottery, and the Brewster Stew. The U.S. Department of Commerce identifies Brewster as a distinct community (See Exhibit 3). The Town Clerk of Brewster has submitted a declaration hereto as Exhibit 4 in which she notes that the citizens of Brewster recognize Brewster as a distinct community.

5. Attached to BBC's Petition for Rule Making as Exhibit 1, is a Technical Exhibit in which it is demonstrated that Channel 232A can be allotted to Brewster, Massachusetts, in accordance with the Commission's spacing constraints and city grade coverage requirements at a reference point of: **N. Lat. 41° 46' 31" and W. Long. 70° 00' 38"**. Attached hereto is a revised Exhibit 1 which depicts the boundaries of the Town of Brewster and shows that BBC's proposed station would place a city-grade contour over the entire incorporated area. Thus, the proposal to allot Channel 232A to Brewster is different from the case of *Hawthorne, Wisconsin*, 12 FCC Rcd 20142 (1997) cited in the *NPRM*. Additionally, it should be noted that the Commission has, in the past, allotted FM channels to a county--and right in the Commission's back yard. Channel 286B is assigned to Arlington, Virginia, which is a county -- not a city.² In light of this, it would be inconsistent for the Commission to refuse to allot Channel 232A to Brewster on the grounds set forth in footnote 1 of the *NPRM*. Because BBC was presented with the apparent dilemma described in its Petition for Rule Making, this matter was brought to

² See, 47 C.F.R. §73.202(g).

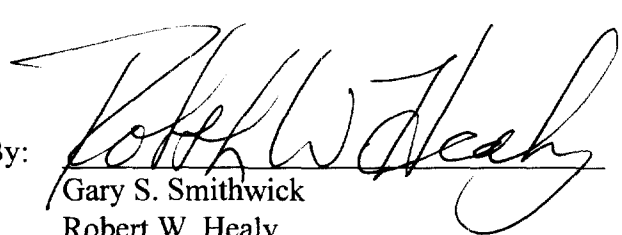
the Commission's attention. However, upon further consideration, BBC believes that it is the incorporated town of Brewster to which the allotment must be made.

6. Accordingly, it is respectfully requested that a rulemaking proceeding be initiated to allot Channel 232A to Brewster, Massachusetts.

Respectfully submitted,

BREWSTER BROADCASTING COMPANY

By:


Gary S. Smithwick
Robert W. Healy
Its Attorney

SMITHWICK & BELENDIUK, P.C.

1990 M Street, N.W.

Suite 510

Washington, D.C. 20036

(202) 785-2800

June 15, 1998

EXHIBIT 1

**Proposed Rulemaking
Brewster Broadcasting**

**232A – 94.3 mHz
Brewster, Massachusetts
June 1998**

This technical exhibit supports the request of Brewster Broadcasting Company (hereinafter referred to as "BBC") to allot Channel 232A to Brewster, Massachusetts as the community's first licensed station.

The proposed allotment reference of North Latitude 41° 46' 31" and West Longitude 70° 00' 38" meets all §73.207 allocation requirements. The allocation study is found as Exhibit #2. Attention is called to the relationship to WXTK, West Yarmouth, Massachusetts. WXTK has requested and has been ordered to relocate from 235B to Channel 236B. WXTK currently has Construction Permit BPH960527IE authorizing the move. When WXTK commences operation on Channel 236B, being greater than three channels removed from the proposed frequency of 232A, there is no longer a channel relationship to the proposed Brewster frequency.

Exhibit #1 indicates that the class maximum city grade contour covers Brewster, Massachusetts 100%.

The proposed allocation reference is the site of an existing multi-user tower. The full 100 meters height above average terrain could be obtained using this structure. No site map or site detail is being provided since the tower is constructed and in use.

Brewster, Massachusetts is an incorporated community in Barnstable County. Brewster has a population of 8,464 as listed in the estimated 1997 census. There are, however, 85,027 persons in the proposed 60 dBu contour. Brewster is not in an urbanized area.

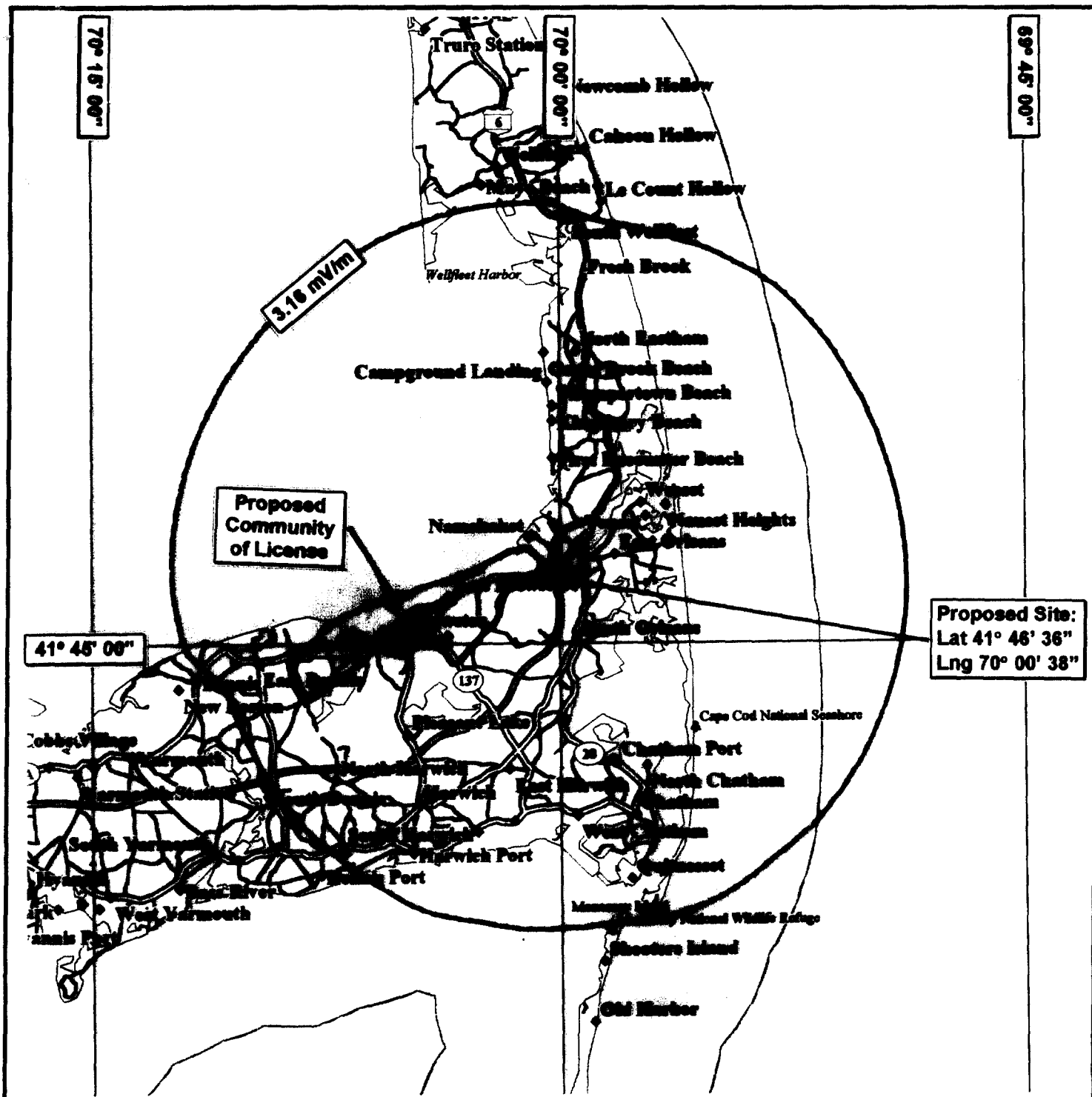
If allotted BCC will pursue the obtaining of a construction permit for the facility.

All information contained herein is thought to be true and correct to the
knowledge of the undersigned.

A handwritten signature in cursive script, appearing to read "William G. Brown", written over a horizontal line.

William G. Brown
Bromo Communications, Inc.

June 11, 1998



Proposed 70 dBu Contour

Map is State of Massachusetts
Scale 1:250,000
©1993 DeLorme Mapping

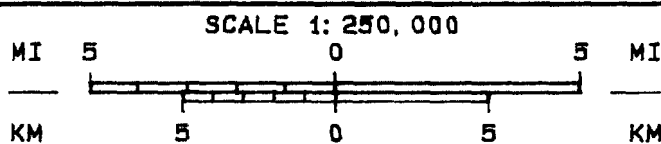


EXHIBIT #1

Proposed Rule Making
New FM Allotment
Channel 232A - 94.3 mHz
6KW ERP - 100 m HAAT
Brewster, Massachusetts
June 1998

BROMO BROADCAST
COMMUNICATIONS TECHNICAL CONSULTANTS

EXHIBIT 2



THE BREWSTER CHAMBER OF COMMERCE
Post Office Box 910 • Brewster, MA 02631



*Nature
at its
spectacular
best...*

Sandy shores...



Gift Shopping...

*Historic
Landmarks...*



World Class Golf...

Wildlife...

The Sea Captain's Town...

Extraordinary Dining...

*Gentle Breezes...
Warm Ocean Waters...*



Post Office Box 910 • Brewster, MA 02631 • (508)255-7045

FREE MAP & GUIDE

BREWSTER

We'd love to show you around

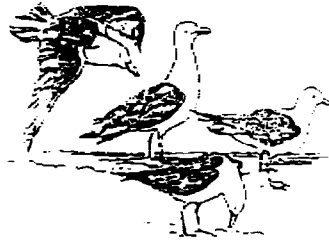
Cape Cod
MASSACHUSETTS

Exquisite Antiques...



**A BETTER PLACE TO...
VISIT, VACATION, LIVE &
DO BUSINESS.**

WELCOME to BREWSTER... America's Sea Captains' Town.



Since the 1800's, Brewster has been recognized as a delightful retreat from the hustle and bustle of everyday life. Beginning with the sea captains, who were drawn to our town for its

quiet natural beauty, Brewster has become a home, or the vacation spot of choice, for couples and families seeking the extraordinary natural and cultural resources found in abundance here.

Our town hugs the shoreline of Cape Cod Bay, offering the magnificent beauty of the Atlantic Ocean in a well protected, sheltered environment. This makes for warm, calm waters that are ideal for swimming, boating, fishing and clamming in the summer season. At low tide, our flats stretch out for an extraordinary two miles. The resulting tidal pools, teeming with life, are an endless source of fascination for all ages. In the cooler seasons, our long stretches of sandy beaches are idyllic, the perfect location for leisurely strolls or a moment of quiet contemplation sitting on a rock jetty watching the sun set slowly below the horizon.

The majestic beauty of the ocean is enhanced by the surrounding lands. Freshwater ponds and beaches offer fishing, swimming and boating opportunities. Conservation lands and state park property are home to an astonishing variety of native flora and fauna, which can be enjoyed by campers, walkers, hikers, cross country skiers and bikers.

In addition to the casual, individual recreation offered by the sea and woodlands, Brewster has recognized and accommodated more formal types of recreation. We are the home of two world class golf courses, offering both public and private play. Public tennis and basketball courts are accessible, and our baseball team, The Brewster Whitecaps, provides excitement in America's favorite spectator sport.

Many of our onetime sea captains' homes have been lovingly maintained and preserved and now serve as charming country inns or quaint bed and breakfasts. Many of these inns offer exquisite dining experiences. With a host of additional fine restaurants, we are certain we have something to satisfy every

palate. The more contemporary needs of today's travelers and businesspeople are met with a world class resort.

With all of these attributes, it comes as no surprise that Brewster has become a haven for artists and artisans. Galleries

and retail stores offer the best of unique local talent. Several fine museums chronicle the rich natural and cultural history of our town. Our incredible number of antique stores complete a trip back in time to a gentler era.

We know Brewster is someplace special, and we see all of the reasons why every time we walk out the door. Brewster is the best that nature has to offer in a small town atmosphere that is reminiscent of a time gone by. Visit Brewster once and we know you'll come back...

You will always be welcome.

Brewster is Unique...

Brewster was settled in 1656 but was not incorporated as a town until 1803, when it separated from Harwich. Until then, it was called "North Parish" and it was the



Clipper Ship "Cherrybelle" 1880-1881. Painting by Steve Page

wealthy port of Harwich—many of the fine homes still remain. The town was named after the pilgrim father, Elder Brewster. Brewster's early economy was centered on the development of Stony Brook and the establishment of many businesses in what was known as factory village. The first grist mill was built there in the late 1600's. Customers from all over the Lower Cape came to purchase cloth, boots and food at the Factory Village during the late 18th and early 19th centuries.

Packet boats exported the great quantities of salt and vegetables produced here and brought travellers from Boston and New York; there was a packet landing at Breakwater Beach. The packet service was a tremendous improvement over the discomforts of the stage coaches and lasted until the railroad came to provide cheaper, more reliable transportation.

Many future ship captains learned their trade on the Cape Cod packet boats. Some of them later sailed the Clipper Ships, the most magnificent sailing ships ever built. They bore names like Flying Cloud, Great Republic, Lightning, Herald of the Morning, Glory of the Seas—names that resound in Brewster's memory. From 1780 to 1870, the most prominent town residents were the Sea Captains who lived in Brewster and sailed their vessels out of Boston and New York to the Orient. They built many of the stately homes and public buildings which you see today. When they returned from the sea they settled with their wives and families in Brewster.

- 3 Cape Cod Museum of Natural History
 C Grist Mill & Herring Run (April) 896-6745
 D Recycling & Disposal Area 896-3212
 E Punkhorn Parklands
 F New England Fire & History Museum
 G Fire & Police* 896-7918, 896-7011
 H Old Town Hall & Senior Center 896-2737
 I Library 896-3913
 J General Store
 K Basset Wild Animal Farm
 L Town Hall 896-3791
 M Post Office 896-3597
 N Ocean Edge Golf Club 896-3911
 O Ocean Edge Resort & Conference Center 896-3521
 P Brewster Historical Society
 Q Nickerson State Park & reservations 896-3491
 R Captain's Golf Course 896-5180
 S Crosby Mansion
 T Cape Repertory Theatre
 * public restrooms

CHURCHES

- BAHAI FAITH 385-2644
 23 BREWSTER BAPTIST CHURCH 896-3383
 61 C. C. BIBLE ALLIANCE CHURCH 896-2453
 1 C. C. COVENANT CHURCH 385-2223
 70 CHURCH OF JESUS CHRIST OF THE LATTER-DAY SAINTS 896-9663
 53 FIRST CHURCH OF CHRIST, SCIENTIST 896-5230
 30 FIRST PARISH BREWSTER, UNITARIAN 896-5577
 59 IMMACULATE CONCEPTION 385-3252
 7 OUR LADY OF THE CAPE 385-8407
 22 TRINITY LUTHERAN CHURCH 896-3396
 2 UNITED METHODIST CHURCH 385-8622

DINING

- 57 BREWSTER COFFEE SHOP 896-8224
 57 BREWSTER EXPRESS 896-6682
 32 BREWSTER INN & CHOWDER HOUSE 896-7771
 61 BREWSTER PIZZA 896-3341
 49 CHILLINGSWORTH 896-3640
 Mobil*** (800)430-3640
 61 SUNDAY TIMES & COFFEE 896-5991
 41 LONGFELLOW'S PUB 896-5413
 58 MULLIGAN'S RESTAURANT 896-8251
 68 REEF CAFE 896-7167
 62 TOWER HOUSE RESTAURANT 896-2671

LODGING

- Bed & Breakfast
 83 OCEAN GOLD BED & BREAKFAST
 fax (508)240-1028; 255-7045 (800)526-3760

- BED & BREAKFAST
 36 SUNSET BEACH 896-2290
 Campgrounds
 Q NICKERSON STATE PARK 896-3491
 21 SHADY KNOLL
 FAMILY CAMPGROUND 896-3002
 26 SWEETWATER FOREST
 FAMILY CAMPING RESORT 896-3773
 Cottages
 71 ELLIS LANDING COTTAGES 896-5072
 75 LINGER LONGER BY THE SEA COTTAGES & APARTMENTS 896-3451
 8 MICHAEL'S COTTAGES 896-4025
 AND BED & BREAKFAST (800) 399-2967
 Inns
 16 BEECHCROFT INN 896-9534
 33 BRAMBLE INN & RESTAURANT 896-7644
 11 BREWSTER FARMHOUSE INN 896-3910
 (800) 892-3910
 24 CANDLEBERRY INN 896-3300
 9 HIGH BREWSTER INN & RESTAURANT 896-3636
 15 ISLAH CLARK HOUSE 896-2223
 54 OLD SEA PINES INN 896-6114
 34 PEPPER HOUSE 896-4389

THE INN AT THE EGG

- 40 THE POORE HOUSE 896-3123
 896-2094 / 1 800 BED ON 6A
 6 THE RUDDY TURNSTONE 385-9871
 Resort
 69 BREWSTER GREEN 896-7551 (800)228-2968
 O OCEAN EDGE RESORT 896-9000
 N & GOLF CLUB 896-9000

RECREATION

- Boat, Tackle, License & Sport Fishing
 61 BREWSTER FLATS 896-2460
 Equestrian
 17 MOBY DICK FARM 896-3544
 Golf
 N OCEAN EDGE GOLF CLUB & CAPE COD GOLF REPORT
 INFO LINE 1-800-TEE-BALL
 Entertainment
 REEF CAFE 896-7167
 THE WOODSHED 896-7771
 LONGFELLOW'S PUB 896-5413
 CAPE REPERTORY THEATRE 896-1888
 Library
 I BREWSTER LADIE'S LIBRARY 896-3913
 Museums
 P BREWSTER HISTORICAL SOCIETY 896-9521
 A BREWSTER WINDMILL & HARRIS BLACK HOUSE
 B CAPE COD MUSEUM OF NATURAL HISTORY 896-3867
 F NEW ENGLAND FIRE & HISTORY MUSEUM 896-5711

- MUSEUM at THE HERRING RUN 896-6745
 Nature
 K BASSETT WILD ANIMAL FARM 896-3224
 B JOHN WING TRAIL/SOUTH TRAIL
 Q NICKERSON STATE PARK 896-3491
 E PUNKHORN PARKLANDS
 Wildlife Watching
 92 DOLPHIN FLEET OF PROVINCETOWN 349-1900 / 1-800-826-9300

RETAIL

- Antiques
 95 ANTIQUES 255-0996
 76 WILLIAM M. BAXTER ANTIQUES 896-3998
 72 WILLIAM BREWSTER ANTIQUES 896-4816
 32 TYMELESS ANTIQUES & ART GALLERY 255-9404
 Bakery
 COTTAGE STREET BAKERY 255-2811
 64 HOPKIN'S HOUSE
 GIFT AND BAKE SHOP 896-9337
 Beach/Beachwear
 44 BREWSTER BIKI SHOP 896-6149
 52 RAIL TRAIL BIKE SHOP & RENTALS 896-8200
 Books
 15 BLUE HERON BOOK SHOP 896-4072
 12 KINGSWAY BOOKS & ANTIQUES 896-5639
 10 THE PUNKHORN BOOKSHOP 396-2114
 Design/Decor
 60 THE KID'S EXCHANGE 896-1980
 Cookware/Specialty Foods
 13 THE COOK SHOP 896-7698
 Crafts/Galleries
 27 BREWSTER POTTERY 896-3587
 84 CLAYWORKS 255-9315
 69 HANDCRAFT HOUSE 240-1412
 19 HESPERIS POTTERY 896-4480
 14 HEART POTTERY 896-6189
 18 INTERIOR BALANCE 896-3157
 13 LAVENDER LADY 896-2547
 13 LEMON TREE POTTERY 896-3065
 35 PARSONS ART GALLERY
 PAINTING & POTTERY 896-9014
 3 REED N GLASS SHOP 385-3704
 4 THE SPECTRUM OF AMERICAN ARTISTS & CRAFTSMEN, INC. 385-3322
 82 TYMELESS ANTIQUES & ART GALLERY 255-9404
 66 WINSTANLEY-ROARK FINE ARTS 896-1948
 General Store
 J THE BREWSTER STORE 896-3744
 5 LINDA'S ORIGINALS & THE YANKEE CRAFTSMEN 385-2285
 55 THE STRAWBERRY PATCH 896-5650
 Farm Stand
 25 SATUCKET FARMS 896-5540
 Fish
 56 BREAKWATER FISH & LOBSTER 896-7080

- 59 TRUE VALLE HARDWARE 896-6610
 Herbal
 60 GREAT CAPE COD HERB, SPICE & TEA CO. 800M27-7144/896-5900
 Liquor
 61 BREWSTER PACKAGE STORE 896-3412
 Millwork, Woodworking
 38 THE WOODWRIGHT 896-1396
 Nurseries
 86 ALLARD NURSERIES 255-4702
 47 CROCKER NURSERIES 896-5860
 42 CROSSROADS NURSERY 896-7321
 Propane/Firewood/Fireplace Shop
 45 ROSE FORGE, INC. 896-6505

SERVICES

- Animals
 68 ANIMAL RESCUE LEAGUE OF BOSTON CAPE COD BRANCH 255-1030
 Automobile
 39 BREWSTER MOBIL SERVICE CENTER 896-6334
 87 DENNIS AUTOMOTIVE & TOWING 255-3650
 46 HOWARD IMPORTS 896-6800
 Bank/Cash Machine
 65 CAPE COD 5c SAVINGS BANK 896-2701
 Engineering/Environmental
 43 BENNETT & O'REILLY, INC. 896-6630
 Florist
 42 CROSSROADS NURSERY 896-7321
 Hair Salon
 61 PAMELA'S HAIR CARE 896-6444
 50 TRICIA'S CUT & DRY SALON 896-1818
 Insurance
 50 CALLAHAN INSURANCE 896-3771
 51 DRAKE, SWAN & CROCKER INSURANCE 896-3783
 Masonry & Stone Supply
 90 CAPE COD STONE & MASON 240-5780
 Medical
 91 ATLANTIC PAIN RELIEF CENTER 240-2311
 Moving & Storage
 90 ELDREDGE & BOURNE (800) 439-5522
 Newspapers
 C.C. COMMUNITY NEWSPAPERS 255-2121
 Nursing Home
 28 THE BREWSTER MANOR RETIREMENT & NURSING HOME 896-7046
 Recreational Vehicles
 26 SWEETWATER TRUCK & RV 896-9821
 Real Estate
 31 BAY VILLAGE REALTY, INC. BETTER HOMES & GARDENS;
 Sales 896-7000 Rentals (800) 338-1851
 20 DAVENPORT REALTY (800) 822-3422
 63 GREAT LOCATIONS, INC. 896-2096
 61 STONECROFT-ABBOTT REAL ESTATE 896-2290

- 90 BAYSIDE DISPOSAL 255-3300
 Resort Rentals
 67 ATLANTIC RENTALS 896-4600
 0 OCEAN EDGE RESORT & CONFERENCE CENTER 896-9000
 Social
 77 BREWSTER POST 9917 VIEW 896-9080
 Schools
 80 THE FAMILY SCHOOLS 896-6555
 48 LAUREL CENTER FOR CREATIVE EDUCATION 896-4934
 The Arts & Music for Children & Adults
 Children's Way Preschool
 Laurel Day School; K-8th grade
 Storage
 75 SECURE STORAGE, INC. LHAMME 896-7266
 Summer Camp
 79 BREWSTER DAY CAMP 896-6555
 74 CAPE COD SEA CAMPS / MONOMY WONO 896-3451

TRANSPORTATION

- AIRPORT TRANSPORTATION 896-2563
 AMTRAK 1 800 USA-RAIL
 BAYSIDE TAXI 896-9474
 CAPE AIR (800)352-0714
 PLYMOUTH BROCKTON LINE 775-5524



BREWSTER ON-LINE!
 Be sure to visit our website
 and check links to our
 individual members.
 Phone: 508-255-7045
 Fax: 508-240-1028
 Email: mgeisler@capecod.net
 www.capecod.com/brewster

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Cover Photos: "White Lady" courtesy of the Brewster Historical Society; "Woman on Bill", "Boy Fishing", "Woman Working" all by Ralph MacKerrow; "Child on Beach" by William Dwyer. Designed by William Dwyer. Printed by The Patriot Press, Falmouth, MA.

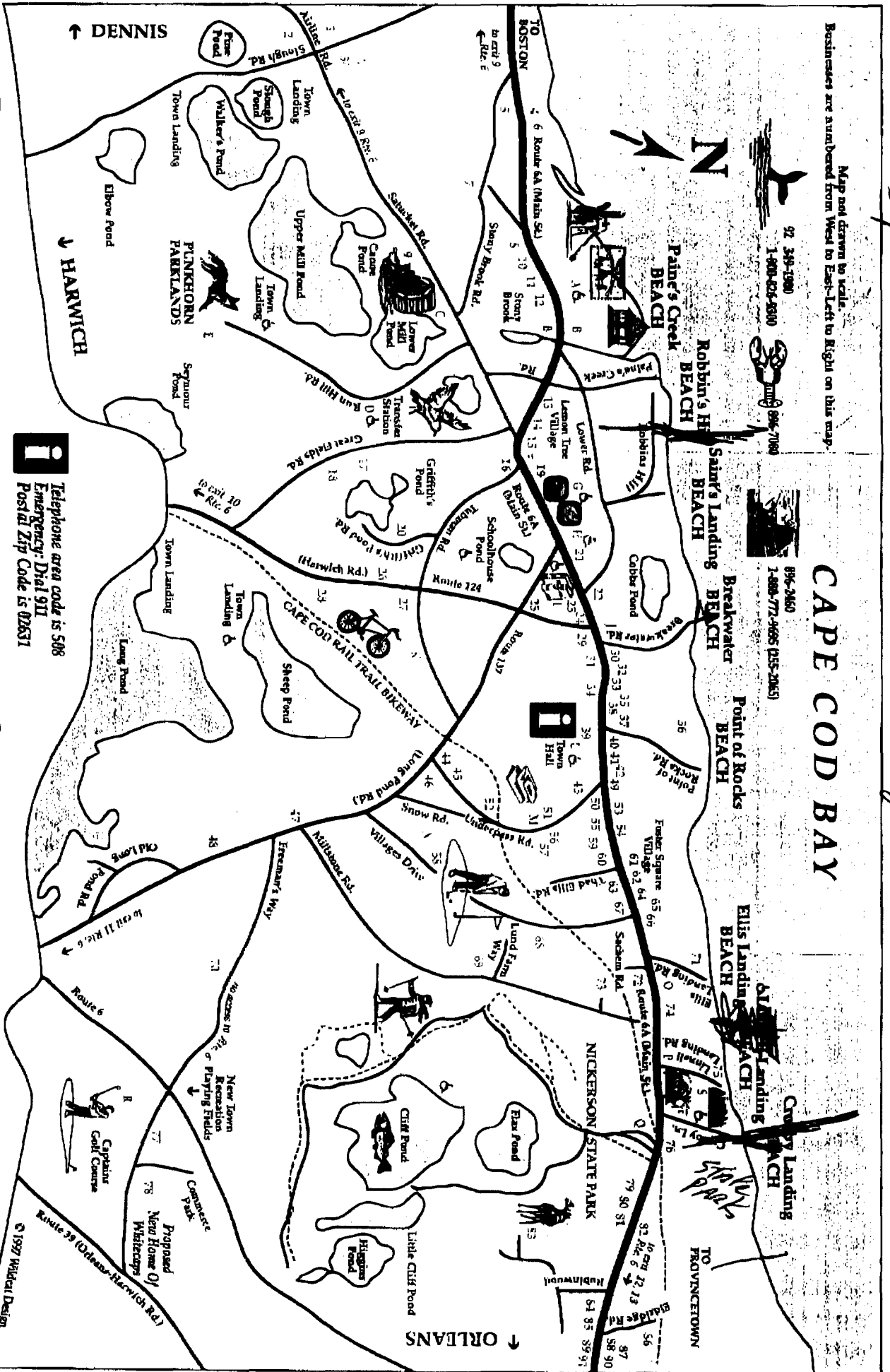
Published by the
 Brewster Chamber of Commerce

Spec 1

Acme Edge

Map not drawn to scale.
Businesses are numbered from West to East. Left to Right on this map.

CAPE COD BAY



349-1980

1-800-425-8500

896-7080

896-2460

1-800-777-9685 (DSS-2065)

896-6794

508-896-6794

Telephone area code is 508
Emergency: Dial 911
Postal Zip Code is 02631



Annual Sea Captain's Christmas
First Weekend in December
508-255-7945



Home of the Brewster Whitecaps
Games at Cape Cod Tech Field
Re: 124, Harwich 508-896-9913



Call for Performance Schedule
508-896-1880



Brewster in Bloom
Every Spring
508-916-0085



Concerts July & August
Sundays at 6pm
508-896-7770



Crosby Mansion
508-896-7588



508-896-6794

EXHIBIT 3

American Indian Areas, Counties, County Subdivisions, and Places - Inset A

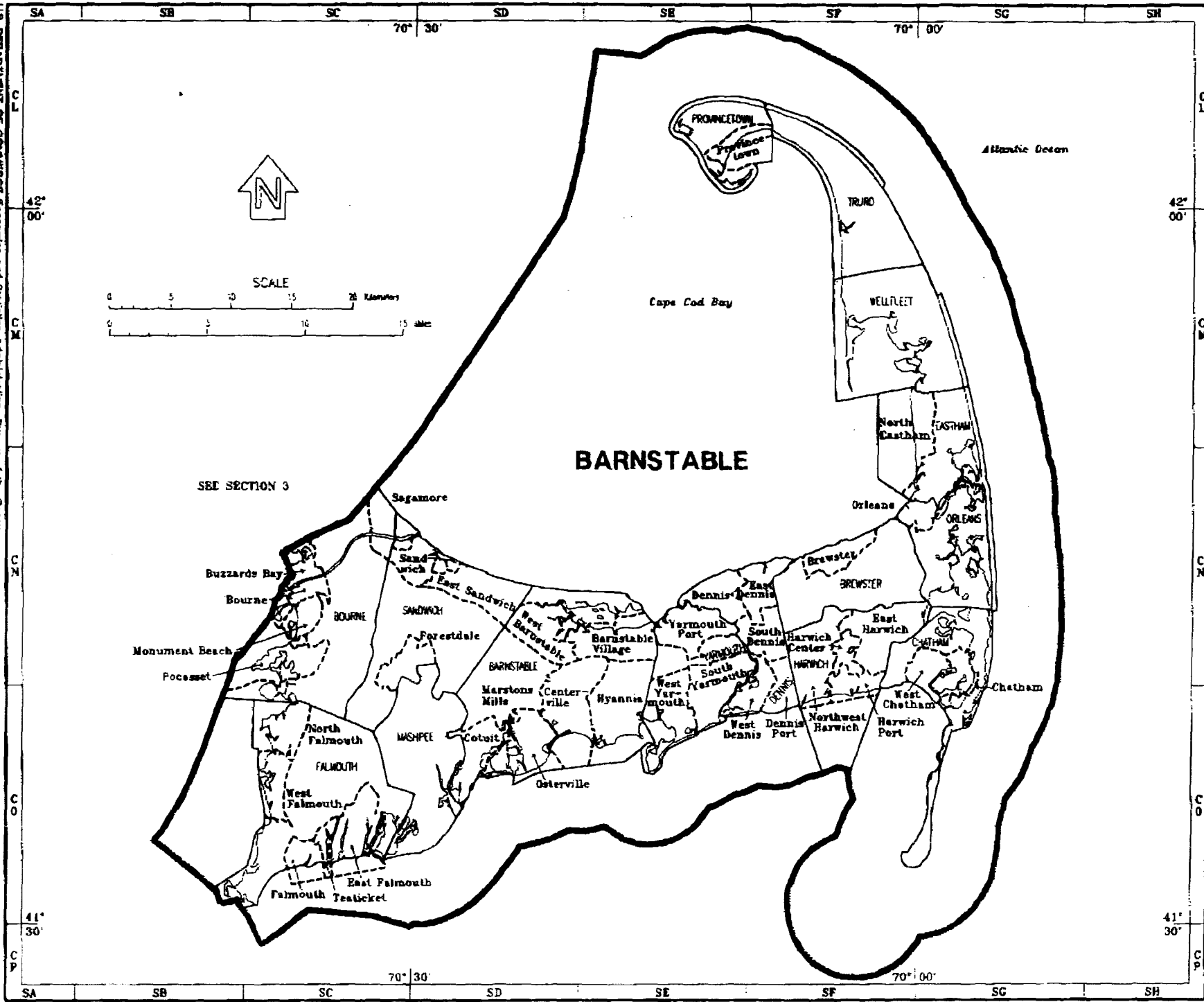


EXHIBIT 4

DECLARATION

I, Joan Cole, Town Clerk, declare under penalty of perjury, as follows:

I am a resident of Brewster, Massachusetts. My occupation is Town Clerk of the Town of Brewster. I have lived in Brewster since 1978. I am familiar with Brewster's political, social and commercial organizations. Although there is a Census Designated Place within Brewster with a 1990 population of 1,818, I, along with the other local residents consider the incorporated town of Brewster to be the community in which we live and to which the organizations have a "nexus." Brewster, was incorporated in 1803. Brewster has a population of 8,440 and is governed by a board of selectmen. The Census Designated Place is a creature of the U. S. Bureau of the Census and has no basis in fact as far as the local residents are concerned. I believe the FCC should recognize the town of Brewster as meeting all the criteria for allotment.

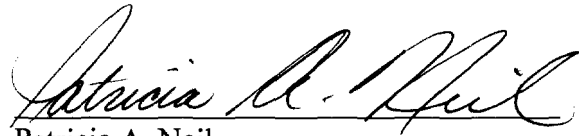
Executed this 12th day of June, 1998.


Joan Cole, Town Clerk

CERTIFICATE OF SERVICE

I, Patricia A. Neil, a secretary in the law offices of Smithwick & Belendiuk, P.C., certify that on this 15th day of June, 1998, copies of the foregoing were hand delivered to the following:

Ms. Kathleen Scheuerle
Federal Communications Commission
2000 M Street, N.W.
Room 558-A
Washington, D.C. 20554


Patricia A. Neil